

# **FISCAL NOTE**

## **HB 769 - SB 723**

April 17, 2003

**SUMMARY OF BILL:** Requires a defendant convicted of possession or conspiracy to possess a controlled substance for manufacture or resale to be punished one classification higher if the offense occurred on the grounds or facilities of a public or private preschool or within 1,000 feet of such. Also, the offender would be required to serve 100% of the minimum sentence without sentence credits.

### **ESTIMATED FISCAL IMPACT:**

#### **Increase State Expenditures - \$324,600/Incarceration\***

Assumes seven convictions for various Class E through B felony controlled substance offenses will be elevated one classification higher and serve 100% of the sentence.

*\*Section 9-4-210, TCA, requires that: For any law enacted after July 1, 1986, which results in a net increase in periods of imprisonment in state facilities, there shall be appropriated from recurring revenues the estimated operating cost of such law. The amount appropriated for operating cost, in current dollars, shall be based upon the highest cost of the next 10 years, beginning with the year the additional sentence to be served impacts the correctional facilities population.*

### **CERTIFICATION:**

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



James A. Davenport, Executive Director